

ORIGINAL

FILED

February 18 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA10-0078

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FEB 18 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

WAYNE ALEX DYKSTRA,

Appellant,

NOTICE OF APPEAL

v.

LAURIE R. DYKSTRA,
n/k/a LAURIE R. RICHARDS,

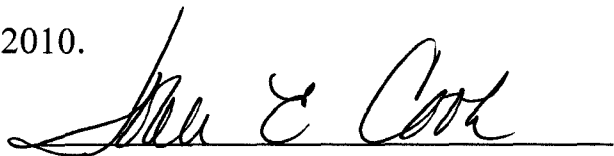
Appellee.

NOTICE is given that Wayne A. Dykstra, the Appellant above-named and who is the Petitioner in that cause of action filed in the Twentieth Judicial District, in and for the County of Sanders, as Cause No. DR-05-48, hereby appeals to the Supreme Court of the State of Montana from the Order Regarding Child Support dated January 22, 2010.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is subject to the mediation process required by M.R.App.P. 7(2)b.
2. That this appeal is not an appeal from an order certified as final under M.R.Civ.P. 54(b).
3. That the notice required by M.R.App.P. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.
4. That all available transcripts of the proceedings in this cause have not been ordered from the court reporter as there are no transcripts.
5. That included herewith is the filing fee prescribed by statute, or the affidavit to proceed without payment of the required filing fee prescribed in the Appendix of Forms as Form 3.

DATED this 16th day of February, 2010.

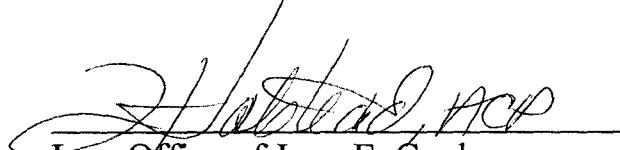

JOAN E. COOK
Attorney for Appellant/Petitioner

CERTIFICATE OF SERVICE

I, hereby certify that on the 17th day of February, 2010, I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with Clerk of the Montanan Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

20th Judicial District Court
Sanders County Courthouse
PO Box 519
Thompson Falls, MT 59873

Thorin A. Geist
P. Mars Scott Law Offices
2920 Garfield, Suite 200
Missoula, MT 59806


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